UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK

SANTO LANZAFAME in his fiduciary capacity as a, Trustee of the POINTERS, CLEANERS & CAULKERS WELFARE, PENSION & ANNUITY FUNDS, and as President of the BRICKLAYERS AND ALLIED CRAFTWORKERS LOCAL UNION NO. 1, B.A.C.I.U., AFL-CIO,

Plaintiffs,

-against-

DIAMOND EXTERIOR RESTORATION CORP., FRANCIS A. LEE COMPANY, A CORPORATION, DEBRA SOEHNGEN, FRANCIS A. LEE, and JOHN and/or JANE DOE FIDUCIARY

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J.S. 1919 (2010)

04 Civ. 4951 (FB)

Defendants.

CONSENT TO SUBSTITUTION OF COUNSEL

The undersigned hereby consents to the substitution of McDonough Marcus Cohn Tretter Heller & Kanka, LLP as attorneys of record in connection with the above-captioned matter on behalf of Francis A. Lee Company, a Corporation and Francis A. Lee in place and instead of Todtman, Nachamie, Spizz & Johns, P.C. as of the date hereof.

Dated: New York, New York June 21, 2005

Francis A Dee Company

Stephen J. Lee Presiden

Francis A. Lee

By
Francis A. Lee

McDonough Marcus Cohn Tretter Heller & Kanca, L.L.P.,

Bv:

Randy J. Heller, Esq. (RH-9855) Substitute Counsel for Defendants Francis A. Lee Company and Francis A. Lee

TODTMAN, NACHAMIE, SPIZZ & JOHNS, P.C.

By:_

Richard S. Ciacci, Esq. (RC-0617)
Outgoing Counsel for Defendants
Francis A.. Lee Company and Francis
A. Lee
425 Park Avenue, 5th Floor
New York, New York 10022
(212) 754-9400

So Ordered:

U.S.M.